IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE SIDE

WRIT PETITION NO.2809 of 2007

M/s.Sagarwala Associates.....Petitioner

Versus

Shri Rakesh Kumar Agarwal.....Respondent

Mr. I.R. Kulkarni, for the Petitioner
Mr. K.V. Aiyar for respondent No.1.
Mr. N.N. Bhadrashetye for respondent No.6.
Mr. R.D.Rane, Govt. Pleader for respondent No.7.

CORAM : F.I. REBELLO &
R.M.SAVANT, JJ.
DATED : 20TH APRIL, 2007.

P.C.

. It is the case of the petitioners that respondent No.1 had retired from the Partnership but managed to get allotment of the shop-cum-godown from respondent No.6. This would purely be a civil dispute between the petitioner on the one hand and the respondent No.1 on the other. It will be open to the petitioners to file a suit against the respondent No.1 for whatever relief they are entitled to and if they succeed they can then approach the respondent No.6, who will have to follow the decree of the Court. In the suit filed it will be open to the petitioner to join all the parties who may be necessary for getting effective relief.

With the above observation petition disposed of.

(**F.I.REBELLO**, J)

(**R.M. SAVANT,J)**